

★ JUL 12 2012 ★

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

JOSE FUENTES,

X

Plaintiff,

-against-

JAMAICA COLOSSEUM MALL, also known  
as Jamaica Colloseum Mall,

Defendant.

X

NICHOLAS G. GARAUFIS, United States District Judge.

On November 4, 2011, the court referred the defendant's motion for summary judgment to Magistrate Judge Lois Bloom for a report and recommendation. (See Docket Entry # 43.) Judge Bloom issued her report and recommendation ("R&R") on June 5, 2012, in which she recommended that the motion be denied. (See Docket Entry # 44.)

Neither party has objected the R&R, and the time to do so has passed. See Fed. R. Civ. P. 72(b)(2). The court therefore reviews the R&R for clear error, see La Torres v. Walker, 216 F. Supp. 2d 157, 159 (S.D.N.Y. 2000); Gesualdi v. Mack Excavation & Trailer Serv., Inc., No. 09-CV-2502 (KAM) (JO), 2010 WL 985294, at \*1 (E.D.N.Y. Mar. 15, 2010); cf. 28 U.S.C. § 636(b)(1)(C) (requiring the court to review those portions of the report to which objections are made de novo), and, finding none, ADOPTS the R&R in its entirety.

Accordingly, the defendant's motion for summary is DENIED. The parties are directed contact the court deputy to schedule a pre-trial conference.

SO ORDERED.

s/Nicholas G. Garaufis

Dated: Brooklyn, New York  
July 9, 2012

NICHOLAS G. GARAUFIS  
United States District Judge